

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

1713 [[fic]

In re application of:

Group Art Unit:

Unknown

Christoph Briehn et al.

Examiner:

Unknown

Serial No.:

10/599,285

Filed:

September 25, 2006

For:

CURABLE COMPOSITION CONTAINING SURFACE-

MODIFIED PARTICLES

Attorney Docket No.: WAS 0807 PUSA

# INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Mail Stop Amendment Commissioner for Patents U.S. Patent & Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56 and §§ 1.97-1.98, the references listed and identified on the attached Forms PTO/SB08A and/or SB08B are being submitted herewith for consideration by the Examiner. This statement is being filed in accordance with 37 C.F.R. § 1.97(b).

While this Statement is being filed in compliance with the duty of disclosure, citation of the listed references is not to be construed as an admission that any of the references are "material" as defined under 37 C.F.R. § 1.56(b).

#### CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8 (FIRST CLASS MAIL)

I hereby certify that this paper, including all enclosures referred to herein, is being deposited with the United States Postal Service as first-class mail, postage pre-paid, in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, U.S. Patent & Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450 op

Date of Deposit

William G. Conger
Name of Person Signing

Signature

S/N: 10/599,285 Atty Dkt No. WAS 0807 PUSA

Accompanying the Information Disclosure Statement is the statement of Dr. Helmut Fritz describing the content of the references cited in the Information Disclosure Statement.

No copies of the listed U.S. patent references or the listed U.S. patent application publication references have been included herewith pursuant to 37 C.F.R. § 1.98(a)(2). All other references have been provided as required. Consideration and entry into the record of the listed references is respectfully requested.

Respectfully submitted,

Christoph Briehn et al.

William G. Conger Reg. No. 31,209

Attorney/Agent for Applicant

Date: Oct. 16, 2006

**BROOKS KUSHMAN P.C.** 

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#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

CHRISTOPH BRIEHN ET AL.

Serial Number : Group Art Unit:

Filed:

For:

CURABLE COMPOSITION CONTAINING SURFACE-MODIFIED PARTICLES

## Information Disclosure Statement

Honorable Commissioner of Patents and Trademarks Washington, D.C. 20231

### Sir or Madam:

I, Helmut Fritz, associated with the preparation and prosecution of the above-identified application, residing at Kreuzstraße 11, 83624 Otterfing, Germany, wish to call the attention of the Patent Examiner to the references enumerated on the enclosed PTO Form-1449.

I believe the documents enumerated on the enclosed Form PTO-1449 and attached thereto, are cited in the enclosed International Search Report and may be material to the examination of the application.

Therefore, it is respectfully requested that the foregoing Information Disclosure Statement be considered by the Examiner and incorporated into the file of this application.

I wish to comment as follows concerning the prior art references enumerated on PTO Form-1449:

US 4,455,205, cited in the application, is already in English language.

US 4,491,508, cited in the application, is already in English language.

US 6,306,502 B1, cited in the application, is already in English language.

WO 03/014226 A1, cited in the application, the corresponding abstract in English language is included (front page, point (57)).

WO 03/018658 A1, cited in the application, the corresponding abstract in English language is included (front page, point (57)).

DE 102 00 928 A1, cited in the application, the corresponding Pathase abstract is enclosed.

WO 2004/089961 A1, cited in the International Search Report, the corresponding abstract in English language is included (front page, point (57)).

ALTMANN ET AL., PFEIFFER ET AL.: "The Hydrolysis/Condensation Behaviour of Methacryloyloxyalkylfunctional Alkoxysilanes: Structure-Reactivity Relations", Monatshefte für Chemie (Chemical Monthly) 134, 2003, Pages 1081 – 1092, cited in the International Search Report, is already in English language.

Signed this <sup>25</sup> day of September, 2006.

Dr. Helmut Fritz

PTO/SB/08A (10-96) [MODIFIED]
Approved for use through 10/31/99. OMB 0651-0031
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

he Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Constitute for F	Form 1449A/PTO			Complete if Known		
				Application Number	10/599,285	
	MATION D			Filing Date	September 25, 2006	
STATEMENT BY APPLICANT			PLICANI	First Named Inventor	Christoph Briehn et al.	
				Group Art Unit	Unknown	
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Sheet	1	of	2	Attorney Docket Number	WAS 0807 PUSA	

	U.S. PATENT DOCUMENTS							
Examiner Initials	Cite No.1			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear		
		4,455,205		Olson et al.	06/19/1984	•		
		4,491,508		Olson et al.	01/01/1985			
		6,306,502		Fukushima et al.	10/23/2001			
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FOREIGN PATENT DOCUMENTS								
Examiner Initials	Cite No.¹	Foreign Patent Document  Kind Code <sup>5</sup> Office <sup>3</sup> Number <sup>4</sup> ( <i>if known</i> )			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	_
		WO	03/014226 A1		Consortium fur Elek.	02/20/2003		
		WO	03/018658 A1		Consortium fur Elek.	03/06/2003		
		DE	102 00 928 A1		BASF Coatings AG	09/25/2003	"	
		WO	2004/089961 A1		Consortium fur Elek.	10/21/2004		

Examiner	Date	
Signature	Considered	

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>&</sup>lt;sup>1</sup> Unique citation designation number. <sup>2</sup> See attached Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

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Substitute for Form 1449B/PTO				Complete if Known		
INFO		VO C		Application Number	10/599,285	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT				Filing Date	September 25, 2006	
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Sheet	2	of	2	Attorney Docket Number	WAS 0807 PUSA	
	OTHER P	RIO	R ART NON P	ATENT LITERATUR	RE DOCUMENTS	
Examiner Initials	Cite No.1		m (book, magazine, journal, s		ticle (when appropriate), title of the te, page(s), volume-issue number(s), blished.	T 2
		Pa	itbase abstract co	orresponding to DE 10	02 00 928 A1.	
		"T Me Re	thacryloyloxyalk	ndensation Behaviour ylfunctional Alkoxys: ns", Monatshefte für Che	ilanes: Structure-	
						:

Examiner	Date	
Signature	Considered	

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>&</sup>lt;sup>1</sup>Unique citation designation number. <sup>2</sup>Applicant is to place a check mark here if English language Translation is attached.